

8
9
UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

10
11 UNITED STATES OF AMERICA, } Case No.: SA 12 - 251M
12 vs. Plaintiff, } ORDER OF DETENTION
13 *Mario Galvez Rosas*, Defendant. }
14
15

16
17 I.

- 18 A. On motion of the Government in a case allegedly involving:
19 1. a crime of violence.
20 2. an offense with maximum sentence of life imprisonment or death.
21 3. a narcotics or controlled substance offense with maximum sentence
22 of ten or more years.
23 4. any felony - where defendant convicted of two or more prior offenses
24 described above.
25 5. any felony that is not otherwise a crime of violence that involves a
26 minor victim, or possession or use of a firearm or destructive device
27 or any other dangerous weapon, or a failure to register under 18
28 U.S.C. § 2250.

- 1 B. On motion by the Government() on Court's own motion, in a case
2 allegedly involving:

3 On the further allegation by the Government of:

4 1. a serious risk that the defendant will flee.

5 2. () a serious risk that the defendant will:
6 a. () obstruct or attempt to obstruct justice.
7 b. () threaten, injure or intimidate a prospective witness or
8 juror, or attempt to do so.

9 C. The Government () is/ is not entitled to a rebuttable presumption that no
10 condition or combination of conditions will reasonably assure the defendant's
11 appearance as required and the safety or any person or the community.

III.

- 14 A. The Court finds that no condition or combination of conditions will
15 reasonably assure:

16 1. the appearance of the defendant as required.

17 and/or

18 2. the safety of any person or the community.

19 B. The Court finds that the defendant has not rebutted by sufficient evidence to
20 the contrary the presumption provided by statute.

III.

23 The Court has considered:

- 24 A. (X) the nature and circumstances of the offense(s) charged, including whether
25 the offense is a crime of violence, a Federal crime of terrorism, or involves
26 a minor victim or a controlled substance, firearm, explosive, or destructive
27 device;
28 B. (X) the weight of evidence against the defendant;

- 1 C. () the history and characteristics of the defendant; and
2 D. () the nature and seriousness of the danger to any person or the community.

3
4 IV.

5 The Court also has considered all the evidence adduced at the hearing and the
6 arguments and/or statements of counsel, and the Pretrial Services
7 Report/recommendation.

8
9 V.

10 The Court bases the foregoing finding(s) on the following:

- 11 A. () As to flight risk:

12 background + bail resources unknown

13 undocumented alien status

14 prior deportation

15 associated w/ more than one personal identifier

- 16
17
18
19
20 B. () As to danger:

21 _____
22 _____
23 _____
24 _____
25 _____
26 _____
27 _____
28 _____

1 VI.

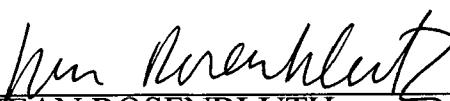
- 2 A. () The Court finds that a serious risk exists the defendant will:
- 3 1. () obstruct or attempt to obstruct justice.
- 4 2. () attempt to/ () threaten, injure or intimidate a witness or juror.
- 5 B. The Court bases the foregoing finding(s) on the following:

6 _____
7 _____
8 _____

9 VII.

- 10 A. IT IS THEREFORE ORDERED that the defendant be detained prior to trial.
- 11 B. IT IS FURTHER ORDERED that the defendant be committed to the custody of the
12 Attorney General for confinement in a corrections facility separate, to the extent
13 practicable, from persons awaiting or serving sentences or being held in custody
14 pending appeal.
- 15 C. IT IS FURTHER ORDERED that the defendant be afforded reasonable opportunity
16 for private consultation with counsel.
- 17 D. IT IS FURTHER ORDERED that, on order of a Court of the United States or on
18 request of any attorney for the Government, the person in charge of the corrections
19 facility in which defendant is confined deliver the defendant to a United States
20 marshal for the purpose of an appearance in connection with a court proceeding.

21
22
23 DATED: 5/30/12


24 JEAN ROSENBLUTH
25 U.S. MAGISTRATE JUDGE
26
27
28